

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

IRONBURG INVENTIONS LTD.,  
Plaintiff,  
v.  
VALVE CORPORATION,  
Defendant.

No. 2:17-cv-01182-TSZ

**STIPULATED MOTION AND  
(PROPOSED) ORDER TO EXTEND  
PRETRIAL AND TRIAL DEADLINES**

## I. STIPULATION

Plaintiff Ironburg Inventions, Ltd. and Defendant Valve Corporation (collectively, the "Parties), by and through their undersigned counsel of record, hereby respectfully request that the Court set, extend or continue certain pretrial and trial dates and deadlines by approximately one month as follows:

<u>Event</u>	<u>Current Deadline</u>	<u>New Deadline</u>
Disclosure of expert testimony under Fed. R. Civ. P. 26(a)(2)	May 24, 2018	June 25, 2018
Disclosure of rebuttal expert testimony	None	August 2, 2018
Discovery motions deadline	June 14, 2018	July 16, 2018

1	Discovery completion deadline	July 19, 2018	August 31, 2018
2	Dispositive motion deadline	August 9, 2018	September 20, 2018
3	Mediation Deadline	September 7, 2018	September 28, 2018
4	Deadline for filing motion to bifurcate	October 25, 2018	November 15, 2018
5	Motions in limine deadline	December 6, 2018	January 17, 2019
6	Agreed Pretrial Order due	December 20, 2018	January 31, 2019
7	Trial briefs, proposed voir dire questions, and jury instructions due	December 20, 2018	January 31, 2019
8	Pretrial Conference	January 4, 2019 at 2:00 p.m.	February 2019, at a date and time to be set by the Court
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12 In support of the foregoing request, the Parties stipulate and agree as follows:

13       1. **Good cause exists to extend these deadlines.** The Parties are attempting to  
 14 resolve a dispute regarding the scope of discovery pertaining to Defendant's financial information  
 15 to be produced subject to Magistrate Judge Donohue's ruling on Plaintiff's Motion to Compel  
 16 (Dkt. No. 165.) Ironburg contends that it requires information that is the subject of the Motion to  
 17 Compel for one of its expert reports, which report is currently due on May 24, 2018. The Parties  
 18 continue to meet and confer in good faith to resolve the dispute about the scope of financial  
 19 information to be produced and both Parties agree an extension of the current May 24 expert  
 20 report deadline is warranted to provide time to resolve the discovery dispute and potentially avoid  
 21 the need for further involvement of the Court in connection with the Motion to Compel. Further,  
 22 the Parties are awaiting the Court's ruling on claim construction and indefiniteness (See Dkt. Nos.  
 23 149, 151, 161, 163, 167, and 169). These rulings will likely impact the expert reports and  
 24 discovery.

25       2. The Court's Minute Orders setting the current deadlines (Dkt. Nos. 153 and 185)  
 26 do not set a deadline to submit rebuttal expert reports.

27       3. For the foregoing reasons, the parties respectfully request that the Court enter the  
 28 subjoined Order below extending and continuing these deadlines and dates.

1 IT IS SO STIPULATED this 22nd day of May, 2018.

2 MANATT, PHELPS & PHILLIPS, LLP

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15 Attorneys for Defendant  
16 VALVE CORPORATION

## **II. ORDER**

Based on the foregoing stipulation of the parties, IT IS HEREBY ORDERED that:

1. The deadline for disclosure of expert testimony under Fed. R. Civ. P. 26(a)(2) shall be extended from May 24, 2018 to June 25, 2018;

2. The deadline to submit rebuttal expert reports shall be set as August 2, 2018;

3. The deadline to file a discovery motion shall be extended from June 14, 2018 to July 16, 2018;

4. The deadline to complete discovery shall be extended from July 19, 2018 to August 31, 2018.

5. The deadline to file a dispositive motion shall be extended from August 9, 2018 to September 20, 2018;

6. The mediation deadline shall be extended from September 7, 2018 to September 28, 2018:

7. The deadline to file a motion to bifurcate shall be extended from October 25, 2018 to November 15, 2018;

8. The deadline to file motions *in limine* shall be extended from December 6, 2018 to January 17, 2019;

9. The deadline for Agreed Pretrial Order shall be extended from December 20, 2018 to January 31, 2019:

10. The deadline to submit trial briefs, proposed *voir dire* questions, and jury instructions shall be extended from December 20, 2018 to January 31, 2019;

11. The date of the Pretrial Conference shall be continued from January 4, 2019 at 2:00 p.m. to February 2019, at a date and time set by the Court; and

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1           12. The Jury Trial Date shall be continued from January 14, 2019 to February 2019, at  
2 a date and time set by the Court.

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4 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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7           THE HONORABLE JAMES P. DONOHUE  
8           UNITED STATES MAGISTRATE JUDGE

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## **CERTIFICATE OF SERVICE**

I hereby certify that on May 22, 2018, I served the foregoing with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the attorneys of record.

/s/ Robert D. Becker  
Robert D. Becker

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